

Form 149

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

Denise L Konovich
Debtor(s)

Bankruptcy Case No.: 17-21184-GLT
Issued Per 10/19/2017 Proceeding
Chapter: 13
Docket No.: 30 – 13
Concil. Conf.: October 19, 2017 at 10:30 AM

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED
AND SETTING DEADLINES FOR CERTAIN ACTIONS**

(1.) PLAN CONFIRMATION:

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated April 22, 2017 is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- ☐ A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$ as of . Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- ☐ B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- ☐ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. ***A final plan conciliation conference will be held on Oct. 19, 2017 at 10:30 AM, in 3251 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219.*** If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- ☐ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under *11 U.S.C. §506*, disputes over the amount and allowance of claims entitled to priority under *11 U.S.C. §507*, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- ☐ F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to its administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☒ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: Claim No. 4 of Pacific Financial .
- ☒ H. Additional Terms: The secured claims of the following creditors shall govern as to claim amount, to be paid at the modified plan interest in monthly amount to be determined by Trustee: Claim No. 1 of One Main Financial.

(2.) IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:

A. Objections to the Plan. Pursuant to *Fed.R.Bankr.P. 2002(b)*, this Order shall not become final for a period of twenty-eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty-eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon its entry.

B. Applications to retain brokers, sales agents, or other professionals. If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

C. Review of Claims Docket and Objections to Claims. Pursuant to *W.PA.LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

D. Motions or Complaints Pursuant to §§506, 507 or 522. All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

E. Filing Amended Plans. Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

(3.) ***IT IS FURTHER ORDERED THAT:***

A. After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to *11 U.S.C. §1322(b)(2)*, nothing in this Order shall be construed to change the payment terms established in the Plan.

B. Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

C. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

D. Debtor's counsel must file a fee application in accordance with *W.PA.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

E. The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre-confirmation defaults in any subsequent motion to dismiss.

F. In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any ***secured claim*** that is secured by the subject property, unless directed otherwise by further Order of Court.



Gregory A. Taddonio, Judge
United States Bankruptcy Court

Dated: October 23, 2017

cc: All Parties in Interest to be served by Clerk in seven (7) days

Certificate of Notice Page 4 of 5
 United States Bankruptcy Court
 Western District of Pennsylvania

In re:
 Denise L Konovich
 Debtor

Case No. 17-21184-GLT
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: dbas
 Form ID: 149

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 Total Noticed: 32

Date Rcvd: Oct 23, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 25, 2017.

db
 14389912 +Denise L Konovich, 24 Concord Dr, Irwin, PA 15642-9131
 14389913 +Barclays Bank Delaware, Po Box 8803, Wilmington, DE 19899-8803
 14389913 +CAPITAL ONE, PO BOX 30285, SALT LAKE CITY UT 84130-0285
 (address filed with court: Capital One Bank Usa N, Po Box 85015, Richmond, VA 23285)
 14389914 +Comenity Bank/buckle, Po Box 182789, Columbus, OH 43218-2789
 14389915 +Comenity Bank/vctrssec, Po Box 182789, Columbus, OH 43218-2789
 14674354 Department Stores National Bank, c/o Quantum3 Group LLC, PO Box 657,
 Kirkland, WA 98083-0657
 14389918 +Dsnb Macys, 9111 Duke Blvd, Mason, OH 45040-8999
 14389919 +First Premier Bank, 601 S Minnesota Ave, Sioux Falls, SD 57104-4868
 14389920 +I C System Inc, P.O. Box 64378, St Paul, MN 55164-0378
 14651393 +Pacific Union Financial, LLC, 7880 Bent Branch Drive #100, Irving, TX 75063-6046
 14604322 +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Avenue,
 Pittsburgh, PA 15233-1828
 14389926 +Receivable Management, 240 Emery St, Bethlehem, PA 18015-1980
 14408566 +Verizon, PO Box 25505, Lehigh Valley, PA 18002-5505

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

14389910 +E-mail/Text: ally@ebn.phinsolutions.com Oct 24 2017 03:22:49 Ally Financial,
 P O Box 380901, Bloomington, MN 55438-0901
 14389916 +E-mail/Text: ccusa@ccuhome.com Oct 24 2017 03:22:48 Credit Coll/usa,
 16 Distributor Dr Ste 1, Morgantown, WV 26501-7209
 14389921 E-mail/Text: JCAP_BNC_Notices@jcap.com Oct 24 2017 03:23:37 Jefferson Capital Syst,
 16 Mclelland Rd, Saint Cloud, MN 56303
 14675706 E-mail/Text: JCAP_BNC_Notices@jcap.com Oct 24 2017 03:23:37 Jefferson Capital Systems LLC,
 Po Box 7999, Saint Cloud Mn 56302-9617
 14675867 E-mail/PDF: resurgentbknotifications@resurgent.com Oct 24 2017 03:33:30
 LVNV Funding, LLC its successors and assigns as, assignee of NCOP XI, LLC,
 Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
 14675868 E-mail/PDF: resurgentbknotifications@resurgent.com Oct 24 2017 03:33:43
 LVNV Funding, LLC its successors and assigns as, assignee of Arrow Financial Services,,
 LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
 14389922 +E-mail/Text: bankruptcydpt@mcmcg.com Oct 24 2017 03:23:24 Midland Funding,
 2365 Northside Dr Ste 30, San Diego, CA 92108-2709
 14673399 +E-mail/Text: bankruptcydpt@mcmcg.com Oct 24 2017 03:23:24 Midland Funding LLC,
 PO Box 2011, Warren MI 48090-2011
 14423267 E-mail/PDF: cbp@onemainfinancial.com Oct 24 2017 03:07:07 ONEMAIN, P.O. BOX 3251,
 EVANSVILLE, IN 47731-3251
 14389923 +E-mail/PDF: cbp@onemainfinancial.com Oct 24 2017 03:07:08 Onemain, Po Box 1010,
 Evansville, IN 47706-1010
 14679180 E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Oct 24 2017 03:09:26
 Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
 14390960 +E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Oct 24 2017 03:09:27
 PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
 14389924 +E-mail/Text: bankruptcy@loanpacific.com Oct 24 2017 03:23:54 Pacific Union Financia,
 1603 Lbj Fwy Ste 500, Farmers Branch, TX 75234-6071
 14408561 +E-mail/Text: bankruptcy@loanpacific.com Oct 24 2017 03:23:54 Pacific Union Financial,
 1603 Lbj Fwy Ste 500, Farmers Branch, TX 75234-6071
 14389925 +E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Oct 24 2017 03:09:26
 Portfolio Recovery Ass, 120 Corporate Blvd Ste 1, Norfolk, VA 23502-4952
 14644182 E-mail/Text: bnc-quantum@quantum3group.com Oct 24 2017 03:23:01
 Quantum3 Group LLC as agent for, MOMA Funding LLC, PO Box 788, Kirkland, WA 98083-0788
 14389927 +E-mail/PDF: gecsedirecoverycorp.com Oct 24 2017 03:09:02 Synch/amazon, Po Box 965015,
 Orlando, FL 32896-5015
 14389928 +E-mail/PDF: gecsedirecoverycorp.com Oct 24 2017 03:11:16 Synch/paypal Smart Con,
 Po Box 965005, Orlando, FL 32896-5005
 14664155 +E-mail/Text: rmcbbknotices@wm.com Oct 24 2017 03:23:49 Waste Management,
 2625 W Grandview Rd Ste 150, Phoenix, AZ 85023-3109

TOTAL: 19

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr Pacific Union Financial, LLC
 cr* +PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
 cr* +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave.,
 Pittsburgh, PA 15233-1828
 14389911* +Ally Financial, P O Box 380901, Bloomington, MN 55438-0901
 14408549* +Ally Financial, P O Box 380901, Bloomington, MN 55438-0901
 14408550* +Barclays Bank Delaware, Po Box 8803, Wilmington, DE 19899-8803
 14408551* +CAPITAL ONE, PO BOX 30285, SALT LAKE CITY UT 84130-0285
 (address filed with court: Capital One Bank Usa N, Po Box 85015, Richmond, VA 23285)
 14408552* +Comenity Bank/buckle, Po Box 182789, Columbus, OH 43218-2789
 14408553* +Comenity Bank/vctrssec, Po Box 182789, Columbus, OH 43218-2789
 14389917* +Credit Coll/usa, 16 Distributor Dr Ste 1, Morgantown, WV 26501-7209
 14408554* +Credit Coll/usa, 16 Distributor Dr Ste 1, Morgantown, WV 26501-7209

District/off: 0315-2

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***** BYPASSED RECIPIENTS (continued) *****

14408555* +Dsnb Macys, 9111 Duke Blvd, Mason, OH 45040-8999
14408556* +First Premier Bank, 601 S Minnesota Ave, Sioux Falls, SD 57104-4868
14408557* +I C System Inc, P.O. Box 64378, St Paul, MN 55164-0378
14408558* ++JEFFERSON CAPITAL SYSTEMS LLC, PO BOX 7999, SAINT CLOUD MN 56302-7999
(address filed with court: Jefferson Capital Syst, 16 Mclelland Rd, Saint Cloud, MN 56303)
14408559* +Midland Funding, 2365 Northside Dr Ste 30, San Diego, CA 92108-2709
14408560* +Onemain, Po Box 1010, Evansville, IN 47706-1010
14408562* +Portfolio Recovery Ass, 120 Corporate Blvd Ste 1, Norfolk, VA 23502-4952
14408563* +Receivable Management, 240 Emery St, Bethlehem, PA 18015-1980
14408564* +Synch/amazon, Po Box 965015, Orlando, FL 32896-5015
14408565* +Synch/paypal Smart Con, Po Box 965005, Orlando, FL 32896-5005
TOTALS: 1, * 20, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
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Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address
pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 25, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 23, 2017 at the address(es) listed below:

James Warmbrodt on behalf of Creditor Pacific Union Financial, LLC bkggroup@kmlawgroup.com
Lawrence W. Willis on behalf of Debtor Denise L Konovich help@urfreshstrt.com,
urfreshstrt@gmail.com
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteedpa.com
S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com,
Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com

TOTAL: 5